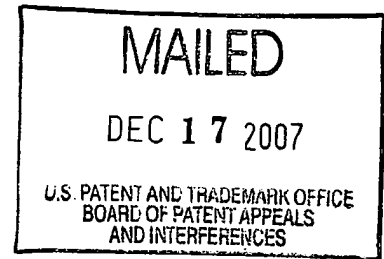


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte PAUL H. ROBB

Application 09/877,926



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on November 16, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

APPEAL BRIEF

On May 7, 2007 an Examiner's Answer to Appeal Brief was mailed in which the Examiner indicated the Claims Appendix contained in the Appeal Brief received on January 24, 2007 was correct.

A review of the Appeal Brief reveals that claim 11 is not identical to claim 11 of the entered after final amendment received on July 31, 2006. It is also noted that claims 11 and 12 of

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the Appeal Brief received on January 24, 2007 are identical.

Appellant is required to provide a new set of claims on appeal clarifying the claims pending.

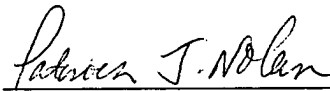
Correction of the record is required.

Accordingly, it is

ORDERED that the application is returned to the Examiner for:

- 1) notify appellants to file a paper clarifying the claims; and,
- 2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES



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